

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

DAVID N. MURPHY, SR., :
Plaintiff : CIVIL ACTION NO. 3:18-1404
v. :
SCOTT M. GROCHOWSKI, et al., : (MANNION, D.J.)
Defendants : (SCHWAB, M.J.)

ORDER

In accordance with the memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1) the report of Judge Schwab, (**Doc. 18**), is **ADOPTED IN ITS ENTIRETY**;
- (2) all of the plaintiff's claims in both of complaints, (**Docs. 1 & 16**), are **DISMISSED, in part, with prejudice**, except for his knock-and-announce claims against defendants Gochowski, Greenwald, Marrow, and John Does 1-3, and his retaliation claim against defendant Berdanier; and
- (3) the Clerk of Court is directed to **REMAND THIS CASE** to Judge Schwab for further proceedings as to the remaining claims and defendants.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: March 20, 2019

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